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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Terry Washington,

Plaintiff,

vs.

Dwight Neven, *et al.*,

Defendants.

Case No. 2:17-cv-01906-JCM-VCF

**MOTION FOR EXTENSION
TO FILE STIPULATION OF
DISMISSAL
(FIRST REQUEST)**

Defendants, by and through counsel, Adam Paul Laxalt, Attorney General, and Henry H. Kim, Deputy Attorney General, of the State of Nevada, Office of the Attorney General, hereby move for a first extension to file Stipulation of Dismissal. This motion is made and based on the points and authorities herein as well as the pleadings and papers on file with the Court.

MEMORANDUM OF POINTS AND AUTHORITIES

I. NATURE OF THE MOTION

Defendants hereby move for an enlargement of time of the currently scheduled submittal of proposed order of dismissal to the Court.

II. STATEMENT OF THE CASE

On June 18, 2018, the Court issued its Screening Order stating that it had conducted its screening pursuant to 28 U.S.C. § 1915A, and that certain specified claims in this case would proceed. ECF No. 5. The Court ordered the Office of the Attorney General of the

State of Nevada to file a report ninety (90) days after the date of the entry of the Court's Screening Order to indicate the status of the case at the end of the 90-day stay. *Id.* at 14. On October 12, 2018, the parties participated in an EMC and reached a settlement. ECF No. 12. The Court's deadline to file settlement documents is November 13, 2018. *Id.*

III. DISCUSSION

The Court may, for good cause, extend the time in which an act must be done if a request is made before the original time or its extension expires. FED. R. CIV. P. 6(b)(1)(A).

Defendants hereby request an extension of a period of thirty (30) days to allow the parties to memorialize the settlement terms in a settlement agreement and to execute and file a stipulation and order for dismissal of the case. Defendants' Counsel needs and requests additional time to submit settlement documents to Plaintiff, who is a pro se litigant housed in the Nevada Department of Corrections. Defendants submit that the facts and argument contained herein constitute good cause to enlarge the time to submit a stipulation for dismissal.

IV. CONCLUSION

Based upon the foregoing, Defendants hereby request an extension to submit a stipulation for dismissal.

DATED this 13th day of November, 2018.

Respectfully submitted,

IT IS HEREBY ORDERED that settlement documents must be filed on or before December 14, 2018.

ADAM PAUL LAXALT
Attorney General

By: /s/ Simba Muzorewa
Simba Muzorewa (Bar No. 14097)
Deputy Attorney General
On behalf of:
Henry H. Kim (Bar No. 14390)
Deputy Attorney General

IT IS SO ORDERED


UNITED STATES MAGISTRATE JUDGE
DATED: 11-15-2018

Attorneys for Defendants

